

MESSAGE NO: 7262201 MESSAGE DATE: 09/19/2007

MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-588-215, A-588-216

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/01/2005 TO 07/31/2006

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTICE OF RESCISSION OF ADMINISTRATIVE REVIEW OF AD ORDER ON OIL  
COUNTRY TUBULAR GOODS FROM JAPAN (COMMERCE CASE A-588-835/CBP CASE A-  
588-215/A-588-216)

MESSAGE NO: 7262201

DATE: 09 19 2007

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 588 - 215

A - 588 - 216

- -

- -

- -

- -

PERIOD COVERED: 08 01 2005 TO 07 31 2006

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: NOTICE OF RESCISSION OF ADMINISTRATIVE REVIEW OF AD  
ORDER ON OIL COUNTRY TUBULAR GOODS FROM JAPAN (COMMERCE  
CASE A-588-835/CBP CASE A-588-215/A-588-216)

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON  
OIL COUNTRY TUBULAR GOODS (OCTG) FROM JAPAN (COMMERCE CASE  
NUMBER: A-588-835, CBP CASE NUMBERS: A-588-215/588-216),  
COVERING THE PERIOD 08/01/2005 THROUGH 07/31/2006, HAS BEEN  
RESCINDED BECAUSE THE FIRMS LISTED BELOW HAD NO REVIEWABLE SALES  
OF OCTG DURING THE PERIOD OF REVIEW: JFE STEEL CORPORATION  
(JFE), NKK TUBES (NKK), NIPPON STEEL CORPORATION (NSC) AND  
SUMITOMO METAL INDUSTRIES, LTD (SMI).

2. YOU ARE TO ASSESS ANTIDUMPING DUTIES ON OCTG PRODUCED BY ABOVE LISTED FOUR COMPANIES (JFE, NKK, NSC AND SMI), AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE

PERIOD LISTED BELOW AT THE ALL OTHERS RATE IN ACCORDANCE WITH COMMERCE'S CLARIFICATION OF ITS ASSESSMENT REGULATION ON MAY 6, 2003 (68 FR 23954) CONCERNING SALES MADE BY INTERMEDIARY COMPANIES (RESELLERS). THE ALL OTHERS RATE FOR OCTG FROM JAPAN IS 44.20 PERCENT.

PERIOD: 08/01/2005 THROUGH 07/31/2006

3. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF THE MERCHANDISE FOR THE PERIOD LISTED ABOVE OCCURRED WITH THE PUBLICATION OF THE RESCISSION OF THE ADMINISTRATIVE REVIEW (72 FR 43235) ON AUGUST 3, 2007.

4. ON MAY 31, 2007, THE U.S. INTERNATIONAL TRADE COMMISSION DETERMINED THAT REVOKING THE EXISTING ANTIDUMPING DUTY ORDERS ON IMPORTS OF OCTG FROM ARGENTINA, ITALY, JAPAN, KOREA AND MEXICO WOULD BE UNLIKELY TO LEAD TO CONTINUATION OR RECURRENCE OF MATERIAL INJURY. AS A RESULT OF THE COMMISSION'S NEGATIVE DETERMINATIONS, THE EXISTING ORDERS ON OCTG IMPORTS FROM THESE COUNTRIES WOULD BE REVOKED EFFECTIVE JULY 25, 2006 (SEE MESSAGE # 7179202, DATED JUNE 28, 2007). THEREFORE, DO NOT ASSESS ANTIDUMPING DUTY DUTIES ON ANY ENTRIES OF SUBJECT MERCHANDISE ON OR AFTER JULY 25, 2006.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY U.S. CUSTOMS AND BORDER PROTECTION (CBP) ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED

FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO

LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE MANUFACTURER, PRODUCER, SELLER, OR EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY.  
(GENERATED BY O6:JJZ).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party